THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

W.P. NO. 33789 of 1997

DATED: 23-03-2007

Between:-

M/s Engine Vavles Limited, Plot No. 68-77, Industrial Estate, Medchal, R. R. District, represented by its Chief Excutive.

…PETITIONER

And

Industrial Tribunal, Chandravihar building, M.J. Road, Hyderabad and another.

…

RESPONDENTS

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W.P. NO. 33789 of 1997

O R D E R

Heard Sri S.Ravindranath, learned counsel for the petitioner. None appears on behalf of respondents.

The dispute before the Industrial Tribunal-II, Hyderabad, in I.D. No. 103 of 1994 related to the regularization of services of 65 workmen, who had completed two years of service. The Tribunal, in its Award, dated 02-09-1997, noted that insofar as 58 out of 65 employees were concerned they had chosen to withdraw and had requested that no relief may be granted to them. The Tribunal recorded their admission to this effect and held that the reference need not be answered insofar as these 58 persons were concerned. In so far as two other employees were concerned the Tribunal noted that since they had worked only for some time as casual labourers, and the period for which they had worked was not known, they were not entitled for the benefits of regularization. As such, as against the dispute raised on behalf of 65 workmen, the Tribunal passed an award only in respect of five of the workmen who were members of the second respondent-union.

Sri S.Ravindranath, learned counsel for the petitioner, would submit that subsequent to the award, individual settlements have been entered into with each of these five workmen and they had waived their claim for regularization as awarded in I.D. No. 103 of 1994, dated 02-09-1997. Recording the said submission, and in view of the fact

that the subsequent settlements obviates the need to adjudicate the validity of the award of the Tribunal, the writ petition is, accordingly, dismissed as infructuous. No costs.

RAMESH

RANGANATHAN, J
Dated: 23-03-2007
vp